

AMENDATORY SECTION (Amending WSR 06-17-145, filed 8/22/06, effective 9/22/06)

WAC 308-56A-310 Personal property lien--Chattel. (1) **What is a chattel lien?** For the purposes of this section a chattel lien is a process by which a person may sell or take ownership of a vehicle when:

(a) They provide services or materials for a vehicle at the request of the registered owner; and

(b) The person who provided the services and/or materials has not been compensated.

(2) **What documents are required to obtain a certificate of ownership for a vehicle?** The required documents include:

(a) A completed affidavit of sale chattel lien form provided or approved by the department; and

(b) A certified copy of the lien filing that is filed with the county auditor; and

(c) A copy of the letter(s) sent by the lien applicant via first class mail, and certified or registered mail, to the registered and legal owners of record, including the return receipt; and

~~(d) ((A copy of the certified or registered mail, including the return receipt, to the address of the current registered and legal owners of the lien filing; and~~

~~(e))~~ Affidavit of service by mail; and

~~((f))~~ (e) Application for certificate of ownership; and

~~((g))~~ (f) Other documents that may be required by law or rule.

(3) **When is a Washington court order required to issue a certificate of ownership as a result of a chattel lien?** A Washington court order is required when:

(a) ~~((The vehicle is no longer in the possession of the person claiming the chattel lien; or~~

~~(b))~~ Someone other than the owner of record requested the services and/or materials; or

~~((e))~~ (b) There is no record of the vehicle on file with the department~~((or))~~.

(4) **What laws regulate chattel liens?** Chapter 60.08 RCW regulates chattel liens.